IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

WEDNESDAY, THE TWENTY FIFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

and
THE HON'BLE Mr. JUSTICE C.V.RAMULU

WRIT APPEAL NO : 1256 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 13/06/2004 in WPMP No.23243 of 2002 in WP No. 18475 OF 2002 on the file of the High Court.)

Between:

C.Harinath, s/o Raja Ram,
District Youth Welfare Office, Ranga Reddy District, r/o 2-3-18/6,
Amberpet, Hyderabad.

..... APPELLANT

AND

1.The Principal Secretary to Government, Revenue (U.C.II) Department,
Government of Andhra Pradesh, Hyderabad.
2.The Principal Secretary to Government, Municipal Administration & Urban
Department, Government of Andhra Pradesh, Hyderabad.
3. The Secretary to Government, Agriculture & Co.operation Department,
Government of Andhra Pradesh, Hyderabad.
4. The Commissioner, Municipal Corporation of Hyderabad,
Tankbund Road, Hyderabad.

.....RESPONDENTS

Counsel for the Appellant:Mr.S.NIRANJAN REDDY

Counsel for the Respondent No.1: GP FOR REVENUE

Counsel for Respondent No.2: GP for Municipal Admn.

Counsel for Respondent No.3: GP for Agriculture.

Counsel for Respondent No.4: Mr.Ghanta Rama Rao

Standing Counsel for M.C.H.

The Court made the following :

ORAL JUDGMENT:

(per The Honourable Sri Devinder Gupta, the Chief Justice)

Order disposing of W.P.M.P.No. 23243 of 2002 is under challenge in this Appeal by the writ petitioner. Learned Single Judge declined to grant interim order directing respondents to consider the representation of the petitioner along with supporting documents. The petitioner's case is for allotment of plot pursuant to the direction of Supreme Court in Civil Appeal Nos. 6986-6987 of 1994 and batch.

Learned Single Judge observed that as per reply affidavit of Respondent No.4, pursuant to the application submitted by the petitioner, an enquiry was conducted and the list furnished by the Urban Land Ceiling Authorities and also the Housing Society, petitioner-appellant's name did not figure therein, and, he also failed to appear before the Verification Committee on 24.4.2002.

Learned counsel for the petitioner-appellant submits that in case petitioner was not considered as a member of the Society as per the direction of the Supreme Court, his case could have been considered in the category of 'any other deserving person'.

We have duly considered the submission and do not find any substance therein since the petitioner based his claim only as a member of the Society and it is submitted by the Housing Society that he is not a member of the Society. The Housing Society is not made a party to the Writ Petition. Petitioner never made claim under the category 'deserving person'. Therefore, we do not find any ground to interfere with the order passed by the learned Single Judge. The Writ Appeal, therefore, is dismissed. No costs.

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DEVINDER GUPTA, C.J.

25.8.2004.

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C.V.RAMULU, J.

VR.

To

1.The Principal Secretary to Government, Revenue (U.C.II) Department, Government of Andhra Pradesh, Hyderabad.
2.The Principal Secretary to Government, Municipal Administration & Urban Department, Government of Andhra Pradesh, Hyderabad.
3. The Secretary to Government, Agriculture & Co.operation Department, Government of Andhra Pradesh, Hyderabad.
4. The Commissioner, Municipal Corporation of Hyderabad, Tankbund Road, Hyderabad.

5. Two CCs to Govt. Pleader for Revenue, High Court Bldgs., Hyd.(OUT).

6. Two CCs to Govt. Pleader for Municipal Administration, High Court Bldgs., Hyderabad (OUT).

7. Two CCS to Govt. Pleader for Agriculture, High Court Bldgs., Hyderabad (OUT).

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